

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

October 28, 2005

IN RE:

PETITION FOR APPROVAL OF THE AMENDMENT TO THE
INTERCONNECTION AGREEMENT BETWEEN
BELLSOUTH AND PREFERRED CARRIER SERVICES, INC.

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DOCKET NO.
05-00006

ORDER ACCEPTING WITHDRAWAL OF PETITION

This matter came before Chairman Ron Jones, Director Pat Miller and Director Sara Kyle of the Tennessee Regulatory Authority (the “Authority” or “TRA”), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on September 26, 2005 for consideration of the *Motion for Withdrawal of Amendment to the Interconnection Agreement* (“*Motion for Withdrawal*”) filed by BellSouth Telecommunications, Inc. (“BellSouth”) and Preferred Carrier Services, Inc. (“Preferred”) on August 9, 2005.

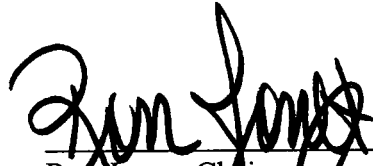
On January 7, 2005, BellSouth and Preferred filed a *Petition for Approval of the Amendment to the Interconnection Agreement Negotiated Between BellSouth Telecommunications, Inc. and Preferred Carrier Services, Inc. Pursuant to the Telecommunications Act of 1996* (the “*Petition*”). The *Petition* was approved during a regularly scheduled Authority Conference held on February 28, 2005.¹ On August 9, 2005, BellSouth and Preferred filed the *Motion for Withdrawal* stating that they had inadvertently filed the *Petition* indicating that Preferred Carrier Services, Inc. (“Preferred”) was a competing telecommunications provider when, in fact, Preferred is not certified as such in the State of Tennessee.² As a result, BellSouth and Preferred requested that the *Petition* be withdrawn.

¹ See *Order Approving Fourth Amendment to the Interconnection Agreement* (April 1, 2005)

² See *Motion for Withdrawal of Amendment to the Interconnection Agreement* (August 30, 2004)

During the regularly scheduled Authority Conference held on September 26, 2005, upon consideration of the entire record in this matter, the panel found that the amendment approved on February 28, 2005 was approved in error and voted unanimously to grant the *Motion for Withdrawal*, to vacate the decision made at the February 28, 2005 Authority Conference and to close this docket.

IT IS SO ORDERED.



Ron Jones, Chairman



Pat Miller, Director



Sara Kyle, Director